

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
NEW JERSEY STATE  
BOARD OF NURSING

IN THE MATTER OF THE  
LICENSE OF

ERDAL KUMAS, L.P.N..  
License # NP 06213000

TO PRACTICE NURSING IN THE  
STATE OF NEW JERSEY

Administrative Action

FINAL ORDER  
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Nursing ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a licensed practical nurse in the State of New Jersey, and has been a licensee at all times relevant hereto since May 8, 2009.
2. On or about May 25, 2011, respondent renewed his nursing license and indicated on his renewal form that he would not have completed required continuing education by May 31, 2011.
3. On or about June 27, 2012, respondent was sent a Demand for Statement in Writing Under Oath, and indicated that he had not completed any continuing education since 2008.

### CONCLUSIONS OF LAW

1. Respondent's failure to complete thirty (30) contact hours of continuing education prior to renewal of his nursing license, as required pursuant to N.J.A.C. 13:37-5.3, subjects respondent to sanctions pursuant to N.J.S.A. 45:1-21(e). and (h).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on September 17, 2012, provisionally suspending respondent's nursing license, and imposing a \$250.00 civil penalty. A copy of the Order was forwarded to respondent by certified and regular mail at his address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Although the record reflects that the certified mailing of the Provisional Order was returned, unclaimed, the regular mailing was not returned. No response has been received to date. The Board determined that inasmuch as the mailings of the Provisional Order had been sent to respondent's address of record with the Board, service had been effected. The Board further determined that as no material discrepancies had been raised with respect to the Findings of Fact and Conclusions of Law of the Provisional Order, further proceedings were not necessary, and the

Provisional Order should be made final. Respondent may not evade process by failing to respond.

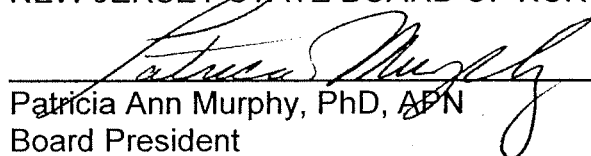
ACCORDINGLY, IT IS on this 4<sup>th</sup> day of January, 2013, ~~2012~~

ORDERED that:

1. Respondent is hereby suspended until he is able to demonstrate completion of thirty (30) contact hours of continuing education.
2. A \$250.00 civil penalty is hereby imposed upon respondent for the violation of N.J.A.C. 13:37-5.3. Payment shall be in the form of a certified check or money order, made payable to the State of New Jersey, and shall be forwarded within twenty one (21) days of the filing of this order to the attention of George Hebert, Executive Director, Board of Nursing, P.O. Box 45010, 124 Halsey Street, 6<sup>th</sup> Floor, Newark, NJ 07101.

NEW JERSEY STATE BOARD OF NURSING

By:

  
Patricia Ann Murphy, PhD, APN  
Board President